

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.55766 of 2018

Arising Out of PS.Case No. -85 Year- 2018 Thana -KUDHNI District- MUZAFFARPUR

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1. Shekhar Rai, S/o Aklu Rai,
 2. Rakesh Rai S/o Gandhi Rai,
 3. Ramesh Rai S/o Gandhi Rai,
 4. Gandhi Rai S/o Sukul Rai, All 1 to 4 are R/o Vill.- Paraiya, P.S.- Kudhani, District- Muzaffarpur.

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Pawan Kumar, Adv

For the Opposite Party/s : APP

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CORAM: HONOURABLE MR. JUSTICE VIKASH JAIN
ORAL ORDER

2 06-10-2018 Heard learned counsel for the petitioners and learned APP for the State.

2. The petitioners apprehend their arrest for the offences alleged under Sections 341, 323, 324, 307, 34 IPC registered in connection with Kudhani P.S. Case No. 85 of 2018.

3. It is submitted that the petitioner has been falsely implicated and the accusations are general and omnibus in nature. No injury report has been brought on record by the informant's side to corroborate the accusation of assault. The petitioners claim clean antecedents.

4. Having regard to the entirety of the facts and circumstances, as such, in the event of the petitioners arrest or surrender before the court below within six weeks from the date of communication of this order, let the above named petitioners be released on bail on furnishing bail bond of Rs.10,000/- (ten



thousand) each with two sureties of like amount each to the satisfaction of learned ACJM III, Muzaffarpur (West), Muzaffarpur, in connection with Kudhani P.S. Case No. 85 of 2018, subject to the conditions as laid down under Section 438 (2) Cr.P.C. and also subject to the following further conditions:

(i) That one of the bailors shall be a close relative of the petitioners.

(ii) That the petitioners shall not indulge in any similar offence till conclusion of the trial.

(iii) That the petitioners shall co-operate with the investigation, if not already concluded, and make themselves available as and when so required and in case of failure, the State shall be at liberty to move for cancellation of bail.

(iv) The petitioners shall remain physically present in Court on each and every date during trial and in the event of failure on two consecutive dates without sufficient reason, their bail bond shall be liable to be cancelled by the learned Court concerned.

(Vikash Jain, J)

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